App. No. 10/671,978

Amendment dated January 21, 2005

Reply to Office Communication of October 1, 2004

**REMARKS/ARGUMENTS** 

Claims 1-24 are currently pending in this application. Claims 1, 6, 10, 15, 17, 18, 21,

and 22 were rejected under 35 U.S.C. § 103(a) as being unpatentable over US Patent No.

5,196,353 to Sandhu et al. in view of US Patent No. 6,769,961 to Kistler et al. Applicants

would like to bring to the Examiners attention that US Patent No. 6,769,961 to Kistler et al. is

commonly owned by the Applicant and that US Patent No. 6,769,961 to Kistler et al. qualifies

as prior art under 35 U.S.C. 102(e). Therefore, under 35 U.S.C. § 103(c) the Kistler reference

should be preclude patentability of the claimed invention as both applications were commonly

owned at the time of invention for the current application.

In view of the foregoing, Applicants respectfully submit that all of the pending claims

are in condition for allowance. A notice of allowance is respectfully requested. In the event

a telephone conversation would expedite the prosecution of this application, the Examiner

may reach the undersigned at (408) 774-6921. If any fees are due in connection with the

filing of this paper, then the Commissioner is authorized to charge such fees to Deposit

Account No. 50-0805 (Order No. LAM2P438). A copy of the transmittal is enclosed for this

purpose.

Respectfully submitted,

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